

# Collier Shannon Scott

*RFN! AS*  
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January 17, 2006



Commissioner for Patents  
MAIL STOP APPEAL BRIEF  
P.O. Box 1450  
Alexandria, VA 22313-1450

**Re: U.S. Patent Application No. 08/804,900**  
**For: METHOD FOR INCREASING SYSTEM RESOURCES**  
**To A USER**  
**Our Reference: 59359-00601**

Dear Sir:

Transmitted herewith for filing in the U.S. Patent and Trademark Office are the following documents:

- (1) Transmittal Form (1 page);
- (2) Fee Transmittal – in duplicate ( 2 pages);
- (3) Appeal Brief ( 15 pages); and
- (4) Request for Extension of Time (one month) (1 page).

Please charge all fees due for this submission to Collier Shannon Scott Deposit Account No. 03-2469.

Please date-stamp the enclosed copy of this letter, acknowledging receipt of the above-identified documents, and return it to us.

Sincerely yours,

*David R. Yohannan*  
DAVID R. YOHANNAN, Reg. No. 37,480

Enclosures



PTO/SB/21 (09-04)  
Approved for use through 07/31/2006. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	08/804,900	
	Filing Date	February 24, 1997	
	First Named Inventor	Robert Mechaley, Jr.	
	Art Unit	3628	
	Examiner Name	Frantzy Poinvil	
Total Number of Pages in This Submission	21	Attorney Docket Number	59359-00601

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input checked="" type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input checked="" type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Reply to Missing Parts/Incomplete Application	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	Remarks	

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	COLLIER SHANNON SCOTT, PLLC		
Signature			
Printed name	DAVID R. YOHANNAN		
Date	January 17, 2006	Reg. No.	37,480

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:			
Signature			
Typed or printed name		Date	

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: **Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



PTO/SB/17 (10-01)(modified)  
OMB 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

0002/PTO(modified) Rev. 10/2001	U.S. Department of Commerce Patent and Trademark Office	<b>Complete if Known</b>	
<b>FEE TRANSMITTAL</b>  <b>TOTAL AMOUNT OF PAYMENT</b>  Subtotal (1) + Subtotal (2) + Subtotal (3) = <b>\$ 620.00</b>		Application Number	08/804,900
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METHOD OF PAYMENT	FEE CALCULATION (continued)																																																																																								
<b>1. The Commissioner is hereby authorized to:</b>  <input checked="" type="checkbox"/> Charge the indicated fees to the below mentioned deposit account.  <input checked="" type="checkbox"/> Charge any additional fee required under 37 CFR 1.16 - 1.21 or credit any over payments to the below mentioned deposit account. †  Applicant claims small entity status See 37 CFR 1.27  Deposit Account Number: 03-2469 Deposit Account Name: COLLIER SHANNON SCOTT  A Duplicate Copy of this authorization is attached  <b>2. <input type="checkbox"/> Payment Enclosed:</b> <input type="checkbox"/> Check <input type="checkbox"/> Credit Card <input type="checkbox"/> Other	<b>3. ADDITIONAL FEES</b> <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th style="width:15%;">Large Entity Fee Code/Fee</th> <th style="width:15%;">Small Entity Fee Code/Fee</th> <th style="width:45%;">Fee Description</th> <th style="width:25%;">Fee Due</th> </tr> </thead> <tbody> <tr><td>105/\$130</td><td>205/\$65</td><td>Surcharge - late filing fee or oath</td><td><input type="text"/></td></tr> <tr><td>127/\$50</td><td>227/\$25</td><td>Surcharge-late provisional filing fee or cover sheet</td><td><input type="text"/></td></tr> <tr><td>147/\$2,520</td><td>147/\$2,520</td><td>For filing a request for reexamination</td><td><input type="text"/></td></tr> <tr><td>115/\$120</td><td>215/\$60</td><td>Extension for response within first month†</td><td><input type="text" value="120"/></td></tr> <tr><td>116/\$450</td><td>216/\$225</td><td>Extension for response within second month†</td><td><input type="text"/></td></tr> <tr><td>117/\$1020</td><td>217/\$510</td><td>Extension for response within third month†</td><td><input type="text"/></td></tr> <tr><td>118/\$1,590</td><td>218/\$795</td><td>Extension for response within fourth month†</td><td><input type="text"/></td></tr> <tr><td>128/\$2,160</td><td>228/\$1,080</td><td>Extension for response within fifth month†</td><td><input type="text"/></td></tr> <tr><td>119/\$500</td><td>219/\$250</td><td>Filing a Brief in Support of An Appeal</td><td><input type="text" value="500"/></td></tr> <tr><td>141/\$1,500</td><td>241/\$750</td><td>Petition to revive unintentionally abandoned application</td><td><input type="text"/></td></tr> <tr><td>142/\$1,400</td><td>242/\$700</td><td>Utility Issue Fee (Or Reissue)</td><td><input type="text"/></td></tr> <tr><td>143/\$800</td><td>243/\$400</td><td>Design Issue Fee</td><td><input type="text"/></td></tr> <tr><td>122/\$130</td><td>122/\$130</td><td>Petitions to the Commissioner</td><td><input type="text"/></td></tr> <tr><td>126/\$180</td><td>126/\$180</td><td>Submission of Information Disclosure Statement</td><td><input type="text"/></td></tr> <tr><td>179/\$790</td><td>279/\$395</td><td>Request for Continued Examination (RCE)</td><td><input type="text"/></td></tr> <tr><td>581/\$40</td><td>581/\$40</td><td>Recording each patent assignment per property (times number of properties)</td><td><input type="text"/></td></tr> <tr><td>146/\$790</td><td>246/\$395</td><td>Filing a submission after final rejection (37 CFR 1.129(a))</td><td><input type="text"/></td></tr> <tr><td>149/\$790</td><td>249/\$395</td><td>For each additional invention to be examined (37 CFR 1.129(b))</td><td><input type="text"/></td></tr> <tr><td colspan="3">Other fee (specify):</td><td><input type="text"/></td></tr> <tr><td colspan="3">Other fee (specify):</td><td><input type="text"/></td></tr> <tr> <td colspan="3" style="text-align: right;"><b>SUBTOTAL (3)</b></td> <td><b>620.00</b></td> </tr> </tbody> </table>	Large Entity Fee Code/Fee	Small Entity Fee Code/Fee	Fee Description	Fee Due	105/\$130	205/\$65	Surcharge - late filing fee or oath	<input type="text"/>	127/\$50	227/\$25	Surcharge-late provisional filing fee or cover sheet	<input type="text"/>	147/\$2,520	147/\$2,520	For filing a request for reexamination	<input type="text"/>	115/\$120	215/\$60	Extension for response within first month†	<input type="text" value="120"/>	116/\$450	216/\$225	Extension for response within second month†	<input type="text"/>	117/\$1020	217/\$510	Extension for response within third month†	<input type="text"/>	118/\$1,590	218/\$795	Extension for response within fourth month†	<input type="text"/>	128/\$2,160	228/\$1,080	Extension for response within fifth month†	<input type="text"/>	119/\$500	219/\$250	Filing a Brief in Support of An Appeal	<input type="text" value="500"/>	141/\$1,500	241/\$750	Petition to revive unintentionally abandoned application	<input type="text"/>	142/\$1,400	242/\$700	Utility Issue Fee (Or Reissue)	<input type="text"/>	143/\$800	243/\$400	Design Issue Fee	<input type="text"/>	122/\$130	122/\$130	Petitions to the Commissioner	<input type="text"/>	126/\$180	126/\$180	Submission of Information Disclosure Statement	<input type="text"/>	179/\$790	279/\$395	Request for Continued Examination (RCE)	<input type="text"/>	581/\$40	581/\$40	Recording each patent assignment per property (times number of properties)	<input type="text"/>	146/\$790	246/\$395	Filing a submission after final rejection (37 CFR 1.129(a))	<input type="text"/>	149/\$790	249/\$395	For each additional invention to be examined (37 CFR 1.129(b))	<input type="text"/>	Other fee (specify):			<input type="text"/>	Other fee (specify):			<input type="text"/>	<b>SUBTOTAL (3)</b>			<b>620.00</b>
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<b>SUBMITTED BY</b>		<b>Complete (if applicable)</b>	
Typed or Printed Name	DAVID R. YOHANNAN	Reg. Number	37,480
Signature		Date	January 17, 2006

† Request for Extension of Time per 37 CFR 1.136 (a)(3) made hereby